

January 24, 2011

Clerk, U.S. Bankruptcy Court

1 Below is an Order of the Court.
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Elizabeth L Perris
ELIZABETH PERRIS
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF OREGON

In Re:) Bankruptcy Case
LORI DIANE DIAZ,) No. 11-30383-elp11
Debtor.)
) ORDER SCHEDULING CASE MANAGEMENT
) CONFERENCE

Pursuant to 11 U.S.C. §105(a), Fed. R. of Civ. P. 16, Bankr. R. 7016 and 9014, the court directs the debtor-in-possession and her attorneys to appear for a case management conference on March 2, 2011 at 11:00 a.m., in Courtroom No. 1, U. S. Bankruptcy Court, 1001 SW Fifth Avenue, Eighth Floor, Portland, Oregon. Other interested persons may attend, but are not required to do so. The purpose of the conference is to expedite the Chapter 11 case by establishing early and continuing control, to discourage wasteful litigation activities, and to facilitate settlement of disputed matters.

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1 Typically, matters to be discussed at the conference include the
2 following:

3 (1) Motions for extension of time to assume or reject leases.

4 (2) Motions for relief from stay.

5 (3) Adequate protection.

6 (4) Operation of the debtor's business.

7 (5) Preview of the Chapter 11 plan (liquidation or workout;
8 funding; timing of filing disclosure statement and plan, including
9 request to shorten or extend the exclusive period for filing a disclosure
10 statement and plan; estimated administrative expenses, etc.).

11 (6) Designation as Chapter 11A fast track case.

12 (7) Feasibility.

13 (8) Applications for employment of professionals and anticipated
14 budgets for professionals employed by debtor, committees, oversecured
15 creditors, and others who may expect to be paid from the estate.

16 (9) Whether debtor has filed all prepetition tax returns, and if
17 not, when the returns will be filed.

18 (10) The contents of a further scheduling and case management order
19 to follow as a result of the conference.

20 Secured creditors, lien creditors and others contemplating filing
21 motions for relief from stay are advised that many of the issues
22 typically addressed in such motions are likely to be dealt with at the
23 scheduling and case management conference. Secured creditors may prefer
24 to refrain from filing such motions until after the conference.

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1 In order to provide sufficient information to meaningfully discuss
2 management of the case,

3 IT IS HEREBY ORDERED that:

4 1. To the extent not previously filed pursuant to 11 U.S.C.
5 § 1116(1), by February 23, 2011, the debtor shall file and serve on the
6 U.S. Trustee, the Creditors' Committee, if any, and any parties
7 requesting special notice:

8 (a) A cash flow analysis, prepared on a weekly basis, for the
9 upcoming 120-day period.

10 (b) Historical financial information for the past three (3)
11 years. If there is seasonal variation in the debtor's income and
12 expenses, the historical financial information shall include monthly
13 recaps of income and expenses.

14 (c) A statement of income and expenses since the date of filing
15 of the petition with an indication as to the amount of paid and
16 unpaid expenses.

17 (d) A budget with amounts the debtor expects to incur for
18 professional services during the Chapter 11 case. The budget shall
19 be on a monthly basis.

20 2. Any party who believes that the estate is liable for attorneys'
21 fees, other professional fees or costs shall file a monthly budget
22 indicating the projected fees which the estate will be asked to pay.

23 3. Notice is further given that if the debtor-in-possession fails
24 to appear as required and/or fails to file and serve the information
25 required by the Order, this case may be dismissed or converted to Chapter
26 7 without further notice or hearing, unless, at least three (3) days

1 prior to the date of the case management conference, a party in interest
2 files a written objection thereto, setting forth the specific grounds for
3 such objection with BOTH: (1) Clerk of the Court, United States
4 Bankruptcy Court, 1001 SW Fifth Ave. #700, Portland, OR 97204, AND (2)
5 Robert J. Vanden Bos, Vanden Bos & Chapman, LLP, 319 SW Washington St.,
6 Suite 520, Portland, OR 97204.

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8 cc: Robert J. Vanden Bos
Lori Diane Diaz
U.S. Trustee
All Creditors

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